

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

United States Courts
Southern District of Texas
FILED

JAN - 6 2004

IN RE ENRON CORP. SECURITIES,
DERIVATIVE & "ERISA" LITIGATION §

MDL 1446

Michael N. Milby, Clerk of Court

MARK NEWBY, et al., vs.
ENRON CORP., et al. §

CA H-01-3624
AND CONSOLIDATED CASES

PAMELA M. TITTLE, et al. vs.
ENRON CORP., et al. §

CA H-01-3913
AND CONSOLIDATED CASES

PROTECTIVE ORDER

On May 27, 2003, Citrus Corp. and Northern Border Partners, L.P. moved to protect their privileged, confidential and proprietary documents, which have been or may in the future be placed in the Document Depository created in this case. No opposition to the motion has been filed by any party or other interested person. The motion is GRANTED, subject to further order of this Court, and without prejudice to the right of any party and any interested member of the public to challenge the secreting of particular documents.

Although not defendants in the case, and although not given formal notice of the Court's March 28, 2003 Order, Movants conformed in all respects with the Court's requirements that a person seeking protection must in good faith move for a particularized protective order pursuant to Rule 26 (c) and therein describe a properly demarcated category of legitimately confidential information. Based on (1) Movants' showing that good cause exists to protect the confidential, privileged, and proprietary information of Citrus Corp. and Northern Border Partners, L.P. from public disclosure

because harm may be done to significant assets of the Enron Corp. estate, (2) Movants' showing of diligent efforts, after receipt of actual notice, to comply with this Court's previous orders, (3) the fact that documents in the Document Depository have been presently demarcated by Enron Corp. as presumptively confidential documents in good faith, and (4) the fact that no party or other interested person has filed any opposition to the motion, Movants' presumptively confidential documents should be, and hereby are, protected from disclosure pending further order of the Court.

Signed in Houston, Texas on this 5th day of ~~December~~ ^{January}, 200~~3~~⁴



United States District Judge